

REMARKS/ARGUMENTS

Favorable reconsideration of this application, as presently amended and in light of the following discussion, is respectfully requested.

Claims 37-40 and 45-54 have been objected to as containing informalities; Claims 37-54 have been rejected under 35 U.S.C. §112, second paragraph, as being vague and indefinite; Claims 37-40, 47-49 and 51-53 have been rejected under 35 U.S.C. §102 as being anticipated by Fischer et al. and Claims 37 and 41-46 have been rejected under 35 U.S.C. §102 as being anticipated by Studer et al. Claims 37-54 remain active.

Considering first then the Examiner's objection to Claims 37-40 and 45-54 as containing informalities, it is to be noted that the claims have now been revised for closer compliance with U.S. patent practice and procedure.

Considering next then the rejection of Claims 37-54 under 35 U.S.C. §112, second paragraph, as being vague and indefinite, it is to be noted that the language of each of the claims noted by the Examiner have now been appropriately revised for compliance with 35 U.S.C. §112.

Next considering next then the rejection of Claims 37-40, 47-49 and 51-53 under 35 U.S.C. §102 as being anticipated by Fischer et al., Applicants note that Claim 37 has now been amended so as to claim an insert for being positioned in a glass plate to allow, in cooperation with a connecting element, the glass plate to be mounted on a support, the insert being positionable in a hole of the glass plate, the insert having retaining walls of curved profile so as to be self-locking in the hole, the hole being made in one face of the glass plate and the insert comprising at least one removable component made of a deformable material. As can thus be appreciated, the insert is now claimed as being positionable in the glass plate in the manner now claimed. To the contrary, there is no teaching or disclosure in Fischer et al. of the insert 5 being positionable within a glass plate. To the contrary, Fischer et al. only

describes a connecting element for a facing panel. Insofar as a facing panel comprises a panel which is installable on a wall member and is disclosed in Fischer et al. as comprising a facing panel for being positionable on a support 27 of a substructure secured, for example, to masonry. In addition, each of the illustrations show cross-hatching which, under M.P.E.P. §608.02-IX-Drawing Symbols indicates a refractory material meaning masonry or ceramic. Thus, the panels shown in Fischer et al. clearly does not comprise a glass panel with has a brittle characteristic and thus does not teach or disclose an insert for being positioned in a glass plate, the glass plate having a hole formed therein for insertion of the insert. It is therefore submitted that neither the insert claimed in Claim 37 nor any of the dependent claims has a corresponding teach or disclosure in Fischer et al. In addition, there is no recognition in Fischer et al. that the connecting element shown therein is positionable within a brittle element such as a glass plate in the manner presently claimed.

Each of the claims dependent upon Claim 37 contain additional limitations having no corresponding teaching or disclosure in Fischer et al. or any of the remaining references of record. In view of these limitations and based upon their dependency either directly or indirectly upon Claim 37, it is submitted that each of Claims 38-54 also merit indication of allowability.

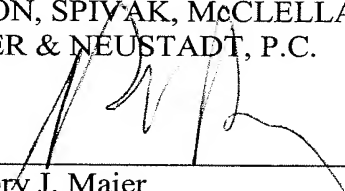
Considering next then the rejection of Claims 37 and 41-46 under 35 U.S.C. §102 as being anticipated by Studer et al., it is to be noted that the plate material which surrounds the spherical head screw nut 10 in Figure 5 and in all other embodiments is indicated as being a metal structure, as is confirmed by the cross-hatching shown in Figures 5 and 6, for example. Accordingly, spherical head screw nut 10 clearly does not teach an insert for being inserted in a glass plate that has a brittle characteristic. In addition, there is no teaching that the spherical head screw nut has elastically or plastically inwardly deformable petals as claimed in Claim 41 nor has any of the other characteristics of the insert as claimed in Claim 37 and

the claims dependent therefrom. Accordingly, it is submitted that each of Claims 37-54 patentably define over Studer et al. as well as the remaining references of record.

In view of the foregoing, an early and favorable Office Action is believed to be in order and the same is hereby respectfully requested.

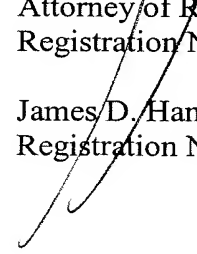
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